

REISSUE PATENT APPLICATION TRANSMITTAL

To: Assistant Commissioner for Patents
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Washington, D.C. 20231

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ELECTRONIC STILL CAMERA FOR
CAPTURING AND CATEGORIZING IMAGESU.S. Patent 5,633,678
Granted May 27, 1997

First Named Inventor (or Application Identifier):

Kenneth A. Parulski, et al

JCS42 U.S. PTO
09/313535
05/13/99

Enclosed are:

1. ☒ Reissue Application and Claims
2. ☒ Drawing(s)
3. ☒ Reissue Oath/Declaration (original) (37 CFR §1.175)
4. ☐ Original U.S. Patent
☐ Offer to Surrender Original Patent (37 CFR §1.178)
OR
☐ Ribboned Original Patent Grant
☒ Affidavit/Declaration of Inaccessibility
5. Original U.S. Patent currently assigned?
☒ Yes ☐ No
(If Yes, check applicable box(es))
☒ Written Consent of all Assignees
☒ 37 CFR §3.73(b) Statement
6. ☒ Request for Transfer of Drawings
7. ☒ Request for Abstract of Title Report
8. ☐ Information Disclosure Statement/PTO-1449
9. ☒ Letter Under Rule 53
10. ☒ Please address all written communications to Thomas H. Close, Patent Legal Staff,
Eastman Kodak Company, 343 State Street, Rochester, NY 14650-2201.
Please Direct all telephone calls to Mark G. Bocchetti at (716)477-3395

The filing fee has been calculated as shown below:

FOR:	NO. FILED	NO. EXTRA	RATE	FEE
BASIC FEE				\$ 760
TOTAL CLAIMS	34	- 20 =	10	x 18 = \$ 252
INDEPENDENT CLAIMS	4	- 3 =	1	x 78 = \$ 78
MULTIPLE DEPENDENT CLAIM PRESENTED			+ 270	\$0
			TOTAL	1090

☒ Please charge my Eastman Kodak Company Deposit Account No. **05-0225** in the amount of \$ 1090.

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☒ The Assistant Commissioner is hereby authorized to charge any additional filing fees required under 37 CFR 1.16 or credit any overpayment to Eastman Kodak Company Deposit Account No. **05-0225**.

A duplicate copy of this sheet is enclosed.

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Reissue

73251/PRC

In the United States Patent and Trademark Office

In re Application of:

Kenneth A. Parulski, et al

ELECTRONIC STILL CAMERA FOR
CAPTURING AND CATEGORIZING
IMAGES

Reissue Application No.:

Filed Herewith

Reissue for U.S. Patent 5,633,678
issued 27 May 1997

Group Art Unit:

Examiner:

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Date: 5 - 13 - 99

Honorable Assistant Commissioner for Patents

Box Patent Applications

Washington, D.C. 20231

Sir:

LETTER UNDER RULE 53

Pursuant to Rule 53, the above-identified application, enclosed herewith, is being filed in the names of the inventors, Kenneth A. Parulski, Thomas A. Napoli and David M. Lewis. A declaration under 37 CFR §1.175 signed by Kenneth A. Parulski Thomas A. Napoli and David M. Lewis is transmitted herewith.

Please address all correspondence to Thomas H. Close, Patent Legal Staff, Eastman Kodak Company, Rochester, New York 14650-2201. Please direct all telephone communications to Pamela R. Crocker at (716) 477-0553.

Respectfully submitted,



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[illegible]

Application Based on

Docket 73,251/PRC

Inventors: Kenneth A. Parulski, Thomas A. Napoli and David M. Lewis

ELECTRONIC STILL CAMERA FOR CAPTURING AND CATEGORIZING IMAGES

Assistant Commissioner for Patents,
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ELECTRONIC STILL CAMERA FOR
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**Reissue for U.S. Patent 5,633,678
issued 27 May 1997**

Group Art Unit:

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Honorable Assistant Commissioner for Patents

Box Patent Applications

Washington, D.C. 20231

Sir:

STATEMENT AND ASSENT OF ASSIGNEE IN SUPPORT OF REISSUE

The Eastman Kodak Company, hereinafter designated the Assignee, a corporation of the State of New Jersey, having a principal place of business at 343 State Street, Rochester, New York 14650, states that it is the assignee of the entire interest in Letters Patent 5,633,678, issued May 27, 1997, to the inventors Kenneth A. Parulski, Thomas A. Napoli and David M. Lewis.


The Assignee assents to the accompanying application and hereby offers to surrender said Letters Patent. Assignee prays that said Letters Patent be reissued to the Assignee in the form indicated in the annexed amended specification. According to Assignee procedures, said Letters Patent was destroyed after all necessary computer entries were made and is therefore inaccessible.

The Assignee hereby appoints Pamela R. Crocker, Registration No. 42,447; Arthur H. Rosenstein, Registration No. 24,352; J. Lanny Tucker, Registration No. 27,678; Milton S. Sales, Registration No. 24,516 and Sarah Meeks Roberts, Registration No. 33,447, their attorneys, with full power of substitution and revocation to prosecute this application, to make alterations and amendments therein, to receive the Letters Patent in its original and reissue forms,

and to transact all business in the United States Patent and Trademark Office connected therewith, the said power to be exercised either separately or collectively by said attorneys as they shall from time to time elect. Please address all written communications to Thomas H. Close, Eastman Kodak Company, Patent Legal Staff, Rochester, New York 14650-2201 and direct all telephone calls to Mrs. Pamela R. Crocker at 716-477-0553.

The undersigned declares further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and the such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

By: 
EASTMAN KODAK COMPANY
Gary P. Van Graafeiland
Senior Vice President
and General Counsel

Date: 3/26/99

ABSTRACT

This application is a reissue application for U.S. Patent No. 5,633,678 issued May 27, 1997 on U.S. Serial No. 08/574,756 filed December 20, 1995.

ELECTRONIC STILL CAMERA FOR CAPTURING AND CATEGORIZING IMAGES

FIELD OF THE INVENTION

This invention pertains to the field of electronic imaging systems, and in particular to a digital electronic still camera of the type that is used with a host computer.

BACKGROUND OF THE INVENTION

As understood in the prior art, a digital electronic still camera is a device which uses an electronic sensor to capture an image; signal processing to represent the captured signal numerically; and some storage device to preserve the numerical image data. It is further known for a digital electronic still camera to use a removable storage device, such as an integrated circuit memory card, to store images. For instance, U.S. Pat. No. 5,016,107 describes an electronic still camera utilizing image compression and providing digital storage in a removable memory card having a static random access memory. In this camera, the integrated circuits in the removable memory card store image data and a directory locating the data.

Coordination between a digital camera and a computer is generally known in the prior art. FIG. 1 shows a known electronic still photography system useful for inputting images to a computer. The system includes an electronic camera 1 with an electronic sensing section 1a, a digital processing section 1b, a memory card slot 2, and a removable memory card 3; and a host computer 4 with a built-in memory card reader 5, a printer 6a, a display 6b, a keyboard data entry device 7 and a disk drive 8. Images are captured by the sensing section 1a in the camera 1, manipulated in the processing section 1b, stored on the memory card 3, and transferred from the card 3 to the host computer 4. The software used to control the sensing and processing sections 1a and 1b in the camera is located in firmware memory 1c in the camera 1. The application software used to control the playback operations of the host computer is supplied, at least in part, by the camera manufacturer. For instance, the manufacturer may provide a special disk or memory card that comes with the camera. The application software is transferred to the computer hard drive 8, and then downloaded to a computer random access memory (RAM) memory 9a, where the program is used by a central processing unit (CPU) 9b.

Digital cameras, such as the Kodak Digital Science DC40™ camera sold by Eastman Kodak Company, allow almost a hundred images to be stored. Because the images are stored as sequentially numbered images, it can be difficult and time consuming to locate a group of images of interest from all of the images stored in the camera. In a typical usage, an insurance adjuster may take a number of photos in processing a number of different claims during one day's operations. It would be desirable to be able to identify the images of each group, for example by claim number or client name. It may be further desirable to allow this information, along with the date and time or a company logo, to be optionally included with the image data. This ensures that any prints made from the camera can be easily identified. Such processing of the captured images is today performed in a host computer, such as the host computer 4 in FIG. 1.

The Kodak Professional Digital Camera System (model DCS-100) included a digital camera tethered by cable to a separate digital storage unit (DSU). The DSU, similar to the computer 4 of FIG. 1, contained a hard drive for storing

images, a small image display, and a keypad for manipulating the images. For images that had already been captured by the camera, the system included a "tag" feature that allowed a user to flag selected images for later display or for uploading from the DSU to another computer. Suppose that a user wanted to tag a couple of already-captured images for later viewing or uploading. The first of the images would be brought up on the display and a "tag" button on the keypad would be pressed, and so on with the other images that are to be tagged. Then if the user presses a "find tags" key on the keypad, the first of the tagged images is displayed (and/or uploaded). With a second press of the "find tags" key, the second tagged image is displayed (and/or uploaded), and so on.

Another embodiment of this camera, the Kodak Hawkeye II camera, also allowed the user to type in a name for any one image after the image was taken, and to add a "note" text-string to the image file. Both cameras allowed a simple division of already-captured images into "tagged" and "not-tagged" images and required a pattern of keystrokes subsequent to capture for every image of interest. In particular, the tagging feature functioned more as a post-capture data gatekeeper than as a useful tool for image handling. Anything more complex in the way of data organization requires, as shown in FIG. 1, the use of a special application program in the host computer 4 to organize and sort the image data. Consequently, it would be desirable to have an electronic still system that could handle image content more efficiently in the field than is presently the case.

SUMMARY OF THE INVENTION

The present invention is directed to overcoming one or more of the problems set forth above. Briefly summarized, according to one aspect of the present invention, an electronic camera captures images representing a variety of subjects and categorizes the image according to subject matter. The camera comprises an image sensor for the images, a converter stage for converting the images into digital image data, and a memory for storing a plurality of categories providing classification of the images by subject. A processor in the camera has the capability of assigning the plurality of categories to the images captured by the camera, with each category providing subject classification of one or more images. A user then interacts with a user control on the camera in order to select one or more of the categories for the images, and an output image signal is then generated including the digital image data corresponding to the images and the one or more categories selected by the user control.

The advantage of the invention is that the known provision of a simple post-capture "tag" is enlarged into useful pre-capture categories that can effectively manage images according to variable subject content. According to this invention, a digital camera includes a display-based "tag" icon/feature which the user can set to an appropriate category before taking a group of pictures. The category names can be defaults, or can be names and optional text (i.e., account number) and/or graphics overlays (i.e., company logo) entered via a host computer and uploaded to the camera before the pictures are taken. When the user selects a particular category, the category name is stored along with the image data in the image file, and any text and graphics logo, as appropriate, are overlaid onto the image. When downloading the images to a host computer, the user can select a category and download only the images which have a particular category name, or the images can be stored in folders labeled with each category name.

These and other aspects, objects, features and advantages of the present invention will be more clearly understood and

appreciated from a review of the following detailed description of the preferred embodiments and appended claims, and by reference to the accompanying drawings.

BRIEF DESCRIPTION OF THE DRAWINGS

FIG. 1 is a diagram of a known electronic imaging system incorporating a digital camera for inputting images to a host computer.

FIG. 2 is a block diagram of an electronic camera configured according to the invention to process and categorize images.

FIG. 3 is a diagram of the status display panel and the user control switches used in the camera shown in FIG. 2.

FIG. 4 is a process diagram for categorizing images according to default parameters stored in the camera shown in FIG. 2.

FIG. 5 is a process diagram for categorizing images according to externally generated parameters supplied to the camera shown in FIG. 2.

FIG. 6 is an example of categories that are customized from a host computer.

FIG. 7 is an example of a file format resulting from customized categories.

FIG. 8 is an example of an image display with customized category information overlaid into the image.

FIG. 9 is an additional diagram of the status display panel and the user control switches set up for activating an overlay feature.

FIG. 10 is an example of an image file management structure using categories.

DETAILED DESCRIPTION OF THE INVENTION

Because electronic still cameras employing electronic sensors are well known, the present description will be directed in particular to elements forming part of, or cooperating more directly with, apparatus in accordance with the present invention. Elements not specifically shown or described herein may be selected from those known in the art. Certain aspects of the embodiments to be described are provided in software. Given the system description as described in the following materials, all such software implementation is conventional and within the ordinary skill in such arts.

FIG. 2 shows an electronic still camera capable of categorizing images as taught by the invention. The electronic still camera is divided generally into an input section A and a compression and recording section B. The input section A includes an exposure section 10 for directing image light from a subject (not shown) toward an image sensor 12. A flash unit 11 may be used to illuminate the subject. Although not shown, the exposure section 10 includes conventional optics for directing the image light through a diaphragm, which regulates the optical aperture, and a shutter, which regulates exposure time. The sensor 12, which includes a two-dimensional array of photosites corresponding to picture elements of the image, is a conventional charge-coupled device (CCD) using, e.g., either well-known interline transfer or frame transfer techniques. The sensor 12 is exposed to image light to capture a particular image; accordingly, analog image charge information corresponding to the particular image is generated in respective photosites. The charge information is applied to an output diode 14, which converts the charge information to analog image signals

corresponding to respective picture elements of the particular image captured.

The analog image signals are applied to an A/D converter 16, which generates digital image data from the analog input signals for each picture element. The digital image data is applied to an image buffer 18 for storing one or more images, albeit shown in FIG. 2 as a random access memory (RAM) with storage capacity for a plurality of still images. A programmed control processor 20 generally controls the input section A of the camera by initiating and controlling exposure (by operation of the diaphragm and shutter (not shown) in the exposure section 10), by controlling the flash unit 11, by generating the horizontal and vertical clocks needed for driving the sensor 12 and for clocking image information therefrom, and by enabling the A/D converter 16 in conjunction with the image buffer 18 for each signal segment relating to a picture element. Exposure control would typically be effected by using ambient light information from a photocell 19, and a shutter button 21 allows the user to initiate a capture cycle. The processor 20 also receives date and time information from a date/time generator 20a.

Once a certain amount of digital image data has accumulated in the image buffer 18, the stored data is applied to a programmed digital signal processor 22, which controls the throughput processing rate for the compression and recording section B of the camera. The algorithms and other operating code used by the processor 22 are stored in an algorithm memory 28. The digital signal processor 22 compresses each still image stored in the image buffer 18 according to any one of a number of known image compression algorithms, such as the well-known JPEG (Joint Photographic Experts Group) discrete cosine transformation-based compression algorithm. The processor 22 applies the compression algorithm from the memory 28 to the digital image data, and sends the compressed data to a removable storage device via a signal port 26. However, while compression is shown in the camera of FIG. 2, compression is not a necessary feature, and uncompressed data could be stored instead in the removable storage device.

In this example, the signal port 26 is a card interface and the removable storage device is a memory card 24. While a memory card 24 is shown in this system as the storage device, other devices may be used, such as a floppy disk magnetic medium, a small hard drive, or optical storage (in the latter cases, suitable conventional reading/writing apparatus would be provided in the camera, e.g., magnetic or optical read/write head, etc.). A representative memory card is a card adapted to the PCMCIA card interface standard, such as described in the *PC Card Standard, Release 2.0*, published by The Personal Computer Memory Card International Association, Sunnyvale, Calif., September 1991. The memory card 24 accordingly contains solid state memory 24a, such as Flash EPROM memory, which the card uses to store image data files.

According to this invention, the digital camera includes a categorization feature which enables a user to establish an appropriate category, providing classification of the images by subject, before taking a group of pictures. The category information can be default code symbols (A,B,C, etc.), or can be externally-generated category information, such as names and optional text (i.e., account numbers) and/or graphics overlays (i.e., company logos), which is entered via a host computer and uploaded to the camera through the signal port 26 before the pictures are taken or via cable connection. After the user selects a particular category, the image is captured and the category information is stored in

the removable storage device along with the image data in the image file, and any text and graphics logo, as appropriate, are overlaid onto the image. When downloading the images to a host computer, the user can select a particular category and download only the images which have a particular category identifier, or the images can all be downloaded and stored in file folders labeled with each category name.

Consequently, the memory card 24 contains additional memory to store header files 24b containing category information helpful in providing classification of the images by subject matter. Such category information may include default tag codes, such as simple alphabetic identifiers A, B, C, D, etc., or alphanumeric names that can be associated with specific images according to subject matter. The header files 24b can also contain strings of text that identify particular images and separate graphics images that signify or otherwise identify subject matter. The header files 24b can also contain instructions to overlay all or part of the category information into the image data files 24a, or, alternatively, the digital signal processor 22 can access an algorithm in the algorithm memory 28 which accomplishes the overlay, and then stores all or part of the category information with the image data. It is a further feature of this invention that the externally generated category information can be supplied to the digital camera through the signal port 26. Such externally generated category information can be stored in the Card Information Structure (CIS) of the PCMCIA Format (as described in the aforementioned *Release 2.0*), in the header data file 24b, or in a portion of the memory space of the memory 24a used to store the image data.

The camera also contains a memory section 31, including firmware memory 32a with operating code for the camera, as well as RAM instruction memory 32b connected to receive code from the memory card 24. When the memory card 24 is inserted into the camera, the processor 20 uses the firmware algorithms in the memory 32a to determine if the memory card 24 contains externally generated files which can be used by the camera. If not, the firmware algorithms supplied with the camera in the memory 32a are used by the programmable processor 20. In particular, the default category parameters are stored in the firmware memory 32a and accessed by the processor 20. If the card does contain appropriate externally generated category information, however, these are downloaded from the header file section 24b of the card 24 to the RAM instruction memory 32b and used by the programmable processor 20 in place of some portion of the firmware algorithms supplied with the camera from the firmware memory 32a. In this way the camera can execute customized category definitions which provide higher quality or more complex categorization of pictures.

User control is provided by a status display 30 connected to the control processor 20 for displaying information useful in operation of the camera, and by a set of user control switches 29. The set of user control switches 29 are also connected to the processor 20 for entering, highlighting, and selecting information displayed on the status display 30. In accordance with invention, the status display 30 is a liquid crystal display (LCD) having a panel configuration 50 such as shown in FIG. 3, which includes a "tag" icon 52a, and an alphanumeric segmented section 52b. (The panel configuration includes other typical icons, such as a battery level icon 52c, a flash mode icon 52d, a self-timer icon 52e, and an image delete icon 52f.) The user control switches 29 include a toggle switch 54 and a select button 56. The toggle switch 54 is used to toggle to a setting once an icon has been activated by the select button 56. For example, if the flash

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60 After the tag is selected, the user can activate other icons by use of the select button 56. Then, when the shutter button 21 is pressed, the selected category (tag) is associated with the digital image data (steps 62, 63). Then the steps 62, 63 are repeated for any additional images in the same category. 65 If a new category is desired, the process reverts to step 61. When all the images are captured, the user connects the camera (by cable) or the memory card 24 to a host computer

(step 64), such as the host computer 4 illustrated in FIG. 1. Using software supplied by the camera manufacturer, the user opens a camera application and chooses the desired category (step 65). Then the images from appropriate categories stored in the camera, or the memory card 24, are downloaded to proper file folders according to the category data stored with the digital image data in each file (step 66).

The user may also customize the tags using the host computer. As shown in the process diagram of FIG. 5, a user inputs category information, such as category names, and related text or graphics images, from the host computer (step 70). The user then downloads the category information to the camera (step 71). This may be done through a tethered connection to the camera, or by writing appropriate files into the memory card 24. The user turns on the camera (step 72), and selects an appropriate category (step 73). At this stage, the user can also decide to activate the overlay capability for date, time, text, and graphics images. The picture is taken (step 74), and the category information is optionally overlaid into the image (step 75). The digital image data is then stored in the memory card 24 together with category information, either separately or as overlaid into the image data (step 76). The remaining steps are substantially the same as in FIG. 4.

FIGS. 6, 7, and 8 show examples of categories customized from a host computer, following on the previously mentioned claims adjuster example, and the resulting file format and image display. As shown in FIG. 6, the categories (tags) are given names, optional text strings, and graphics. The category information also includes overlay control information indicating whether or not the text string, date, and time should be overlaid into the image. In this example, the user, a free-lance claims adjuster, has created four different categories (H111 and H122) for different insurance claims from a first insurance company, one (F123) for a claim from a second insurance company, and one (KIDS) for personal images. The user also indicates whether the text string should be overlaid into the image, and whether the camera should overlay the date and/or time in the image. This category information, including names, text, and graphics, is then downloaded to the host computer from the memory card 24. A typical technique for such downloading is described in U.S. Ser. No. 08/219,608, entitled "Electronic Imaging System Using a Removable Software-Enhanced Storage Device", which is to issue as U.S. Pat. No. 5,477,264 on Dec. 19, 1995.

When programmed by the host or memory card 24, the number of tag categories that can be selected in the camera, and the four-letter name of each category, is as set by the user via the host computer. The user selects the appropriate category before taking a sequence of images. The tag names and text are then included in the image files, as shown in FIG. 7. In this example, the user selected Tag name H111 and took images #1-2. The user then selected Tag name KIDS and took images 3-5. Finally, the user selected tag name F123 and took image #6. As the images are captured and processed, the appropriate overlay information for the tag chosen is used. For the category "F123", the tag indicates that the image should include a graphics overlay, the text "Claim #123", and the date/time, as shown in FIG. 8. In a further embodiment shown in FIG. 10, images are stored on the removable memory card 3 within a file 80 containing a group of files corresponding to each category. For example, file 82 contains images #1 and #2 having tag name "H111", file 84 contains images #3, #4 and #5 having tag name "KIDS", and file 86 contains image #6 having tag name "F123".

After the images from the camera are stored on the memory card 24, the card is inserted into the computer

memory card reader 5 (see FIG. 1). In applications where the memory card may contain category information which can be used by the computer, the computer uses the software supplied with the camera to check if the memory card contains such information. If the card does contain appropriate category information, this information is downloaded from the card to the RAM instruction memory 9a and used by the CPU 9b in combination with the software algorithms from the hard drive 8. This allows a quick and convenient way of categorizing the images accessed by the computer, without requiring further intervention from the host computer.

According to the invention shown in FIG. 2, the images are transferred from the camera to the computer via the removable memory, rather than a cable interface. Therefore, the camera does not have to be in the same location as the computer. This makes it possible to view the images from the camera in many different locations, on many different computers, as long as the computer has the ability to both accept the removable memory and correctly process the image data. Since the removable memory can be used to store code for processing the image data in the computer, this code can include the processing algorithms needed to download the stored images according to the stored categories. The advantage of storing the processing algorithms on the removable memory is that it eliminates the need for a separate means of supplying the code, such as the floppy disk. Supplying the algorithms along with the images on the removable memory, such as a PCMCIA card, makes it possible for any computer capable of reading the image data from the card to also download and utilize the algorithms needed to process the image data in order to create one or more files of categorized images.

The invention has been described with reference to a preferred embodiment. However, it will be appreciated that variations and modifications can be effected by a person of ordinary skill in the art without departing from the scope of the invention. For example, the image files shown in FIG. 7 could be stored in many different types of optical, magnetic, or solid-state digital memory. The category customization information shown in FIG. 6 could be transferred from the computer 3 to the camera 1 via a cable connection instead of via a removable memory card, or the camera 1 could include means for entering category customization information.

PARTS LIST

- 1 ELECTRONIC CAMERA
- 1A ELECTRONIC SENSING SECTION
- 1B DIGITAL PROCESSING SECTION
- 1C FIRMWARE MEMORY
- 2 MEMORY CARD SLOT
- 3 REMOVABLE MEMORY CARD
- 4 COMPUTER
- 5 MEMORY CARD READER
- 6a PRINTER
- 6b DISPLAY
- 7 KEYBOARD
- 8 HARD DRIVE
- 9A COMPUTER RAM MEMORY
- 9B CPU
- 10 EXPOSURE SECTION
- 11 FLASH UNIT
- 12 IMAGE SENSOR
- 14 OUTPUT DIODE
- 16 A/D CONVERTER
- 18 IMAGE BUFFER
- 20 CONTROL PROCESSOR

What is claimed is:

1. An electronic camera for capturing images representing a variety of subjects, said camera comprising;
an image sensor for capturing the images;
a converter stage for converting the images into digital image data;
a memory for storing a plurality of categories providing classification of the images by subject;
a processor having the capability of assigning the plurality of categories to the images captured by the image sensor, each category providing subject classification of one or more images;
[a user] control means for selecting one or more categories for the images [before the images are captured by the image sensor]; and
means for generating an output image signal comprising an image file including both the digital image data corresponding to the images and separate category data including the one or more categories selected by the user control, wherein the category data is separately accessible for each image apart from the image data.

2. An electronic camera as claimed in claim 1 wherein the memory is firmware and the categories are default categories stored in the firmware.

3. An electronic camera as claimed in claim 2 wherein the user control includes a status display for showing the default categories and the user control selects a particular one of the default categories from those displayed on the status display.

4. An electronic camera as claimed in claim 3 wherein the user controls includes a first control interface for cycling through the default categories one-by-one and displaying each category individually, and a second control interface for selecting a displayed category.

5. An electronic camera as claimed in claim 1 wherein the one or more categories included in the output image data is associated with the digital image data in a distinct file location.

6. An electronic camera as claimed in claim 1 wherein the one or more categories included in the output image data is overlaid into the image data.

7. An electronic camera as claimed in claim 1 wherein the camera further comprises a signal port for receiving externally generated categories, and wherein the processor also stores the externally generated categories in the memory and the user control is further capable of selecting a particular one of the externally generated categories.

8. An electronic camera as claimed in claim 7 wherein the externally generated categories are alphanumeric names.

9. An electronic camera as claimed in claim 7 wherein the signal port also receives externally generated text strings for one or more of the categories, and wherein the processor also stores the text strings in the memory with the one or more categories.

10. An electronic camera as claimed in claim 7 wherein the signal port also receives externally generated graphics images for one or more of the categories, and wherein the processor also stores the graphics images in the memory with the one or more categories.

11. An electronic camera as claimed in claim 9 wherein the means for generating an output image signal overlays the text strings into the digital image data.

12. An electronic camera as claimed in claim 10 wherein the means for generating an output image signal overlays the graphics images into the digital image data.

13. An electronic camera as claimed in claim 1 wherein the memory stores a plurality of default categories providing a default classification of the image by a set of codes, and wherein the camera further comprises a signal port for receiving externally generated categories, the processor stores the externally generated categories in the memory, and the user control preferentially accesses the externally generated categories when they are stored in the memory.

14. An electronic camera as claimed in claim 13 wherein the processor includes date and time information with the externally generated categories.

15. An electronic imaging system using an electronic camera as claimed in claim 7 in combination with a host processor, wherein the host processor provides the externally generated categories to the signal port.

16. An electronic imaging system as claimed in claim 15 wherein the output image signal is output to the host processor through the signal port and the host processor includes an application program which identifies images from the categories associated with the digital image data in the output image signal and downloads only the digital image data from one or more selected categories.

23. An electronic camera as claimed in claim 17 wherein the memory also stores a plurality of default categories providing a default classification of the image, and wherein the user control preferentially accesses the default categories when the signal port does not receive any externally generated categories.

24. An electronic imaging system using an electronic camera as claimed in claim 17 in combination with a host processor, wherein the host processor provides each externally generated category to the signal port.

25. An electronic imaging system as claimed in claim 24 wherein the output image signal is output to the host processor through the signal port and the host processor includes an application program which identifies images from the particular category associated with the digital image data in the output image signal and downloads only the digital image data from the particular category.

26. An electronic camera as claimed in claim 7 wherein the signal port connects to a removable memory card.

27. An electronic imaging system as claimed in claim 15 wherein the signal port connects to a removable memory card, and the host processor provides the externally generated categories to the signal port by writing the categories into the memory card.

28. An electronic imaging system as claimed in claim 15 wherein a cable connection is provided between the signal port and the host processor, and the host processor provides the externally generated categories over the cable connection to the signal port.

29. An electronic camera for capturing images representing a variety of subjects, said camera comprising;
an image sensor for capturing the images;

a converter stage for converting the images into digital image data;

a memory for storing a plurality of categories providing classification of the images by subject;

a processor having the capability of assigning the plurality of categories to the images captured by the image sensor, each category providing subject classification of one or more images;

[a user] control means for selecting one or more categories for the images [before the images are captured by the image sensor];

means for storing the digital image data in image files; and

means for grouping the image files according to the plurality of categories.

30. A method using an electronic camera for capturing images representing a variety of subjects, said method comprising the steps of:

storing a plurality of categories providing classification of the images by subject;

assigning at least one of the plurality of categories to the images [before the images are captured by the electronic camera], each category providing subject classification of one or more images;

capturing the images with the electronic camera;

converting the images into digital image data; and

generating an output image signal comprising [in] an image file including both the digital image data corresponding to the images and separate category data including the one or more categories selected by [the user] a control, wherein the category data is separately accessible for each image apart from the image data.

31. The electronic camera according to claim 1 wherein the control means is a user control.

32. The electronic camera according to claim 17 wherein the control means is a user control.

34. The method according to claim 30 wherein the control is a user control.

In the United States Patent and Trademark Office

In re Application of:

Kenneth A. Parulski, et al

ELECTRONIC STILL CAMERA FOR
CAPTURING AND CATEGORIZING
IMAGES

Reissue Application No.:

Filed Herewith

Reissue for U.S. Patent 5,633,678
issued 27 May 1997

Group Art Unit:

Examiner:

Express Mail Label No. EL267104334US

Date: 5.13.99

Honorable Assistant Commissioner for Patents

Box Patent Applications

Washington, D.C. 20231

Sir:

**37 CFR § 1.175 STATEMENT OF INOPERATIVENESS
OF ORIGINAL PATENT (INVENTOR)**

Applicants, Kenneth A. Parulski, Thomas A. Napoli and David M.
Lewis declare that:

We have reviewed and understand the contents of the specification,
including the claims, of the attached reissue application.

We believe ourselves to be the original, first, and joint inventors of
the subject matter claimed in ELECTRONIC STILL CAMERA FOR
CAPTURING AND CATEGORIZING IMAGES for which we solicit a patent,
described and claimed in our original Letters Patent No. 5,633,678 ('678 patent),
issued May 27, 1997, based on U.S. Patent Application Serial No. 574,756, filed
December 20, 1995 and for the attached specification for which invention we
solicit a reissue patent. As to the subject matter of the application, we do not
know and do not believe that this subject matter was ever known or used in the

United States prior to our invention or discovery thereof. We have the following citizenship, residence and post office addresses:

2 0 1	FULL NAME OF INVENTOR	FAMILY NAME Parulski	FIRST GIVEN NAME Kenneth	SECOND GIVEN NAME A.
	RESIDENCE & CITIZENSHIP	CITY Rochester	STATE OR FOREIGN COUNTRY New York 14617	COUNTRY OF CITIZENSHIP USA
	BUSINESS ADDRESS	BUSINESS ADDRESS Eastman Kodak Company	CITY 343 State Street, Rochester	STATE & ZIP CODE (COUNTRY) New York 14650 USA
2 0 2	FULL NAME OF INVENTOR	FAMILY NAME Napoli	FIRST GIVEN NAME Thomas	SECOND GIVEN NAME A.
	RESIDENCE & CITIZENSHIP	CITY Rochester	STATE OR FOREIGN COUNTRY New York 14692	COUNTRY OF CITIZENSHIP USA
	BUSINESS ADDRESS	BUSINESS ADDRESS Eastman Kodak Company	CITY 343 State Street	STATE & ZIP CODE (COUNTRY) New York 14650 USA
2 0 3	FULL NAME OF INVENTOR	FAMILY NAME Lewis	FIRST GIVEN NAME David	SECOND GIVEN NAME M.
	RESIDENCE & CITIZENSHIP	CITY Phoenix	STATE OR FOREIGN COUNTRY Arizona 85048	COUNTRY OF CITIZENSHIP USA
	BUSINESS ADDRESS	BUSINESS ADDRESS	CITY	STATE & ZIP CODE (COUNTRY)

We believe that our issued '678 patent is partly inoperative by reason of our claiming less than we had a right to claim in that the claims are limited to a *user* control for selecting one or more categories for the images *before* the images are captured whereas the invention has much broader applications. The invention was disclosed to the patent attorney who wrote the application using a *user* control for selection of one or more categories *before* the images are captured as an example of this invention and as the embodiment which had immediate commercial interest. We believe that one skilled in the art, after reading our issued '678 patent, would clearly understand that selecting one or more categories for the images does not have to be performed *before* the images are captured, and that the control for the selection does not have to be a *user* control. The claims actually prosecuted in the original application were, by mistake, inadvertently all directed to the *user* control for category selection *before* image capture embodiment.

The present reissue application overcomes the inoperativeness of the patent.

We acknowledge our duty to disclose information of which we are aware is material to the examination of this application.

The errors arose without any deceptive intention on our part.

We hereby appoint Pamela R. Crocker, Registration No. 42,447; Arthur H. Rosenstein, Registration No. 24,352; J. Lanny Tucker, Registration No.

The diagram illustrates the experimental setup. A participant is seated at a table, looking at a screen. On the screen, there is a 3D model of a hand and a 2D image of a target. The participant's hand is positioned over the target. The diagram is labeled with 'Participant', 'Screen', 'Hand', and 'Target'.

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FIG. 1

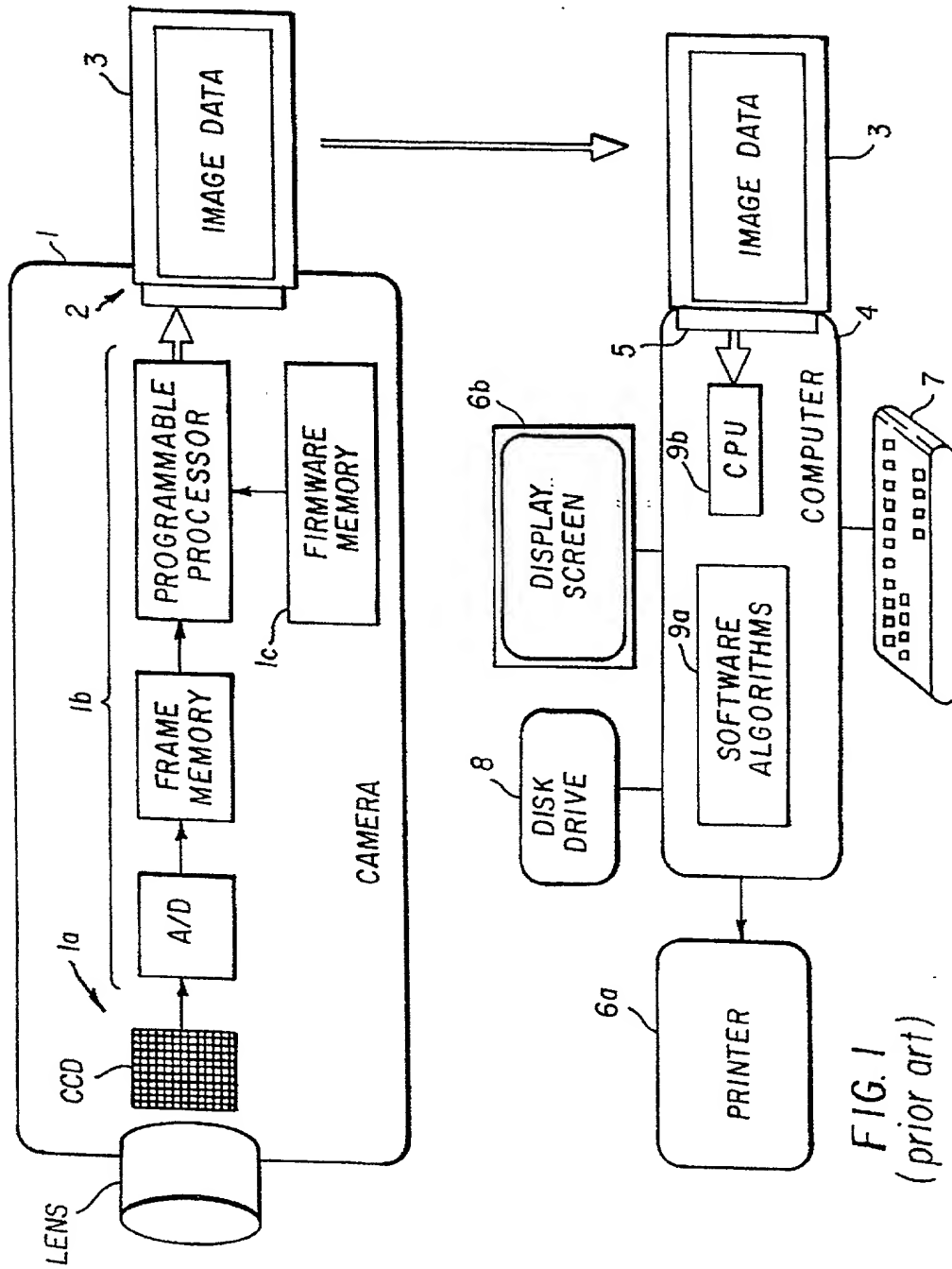


FIG. 1
(prior art)

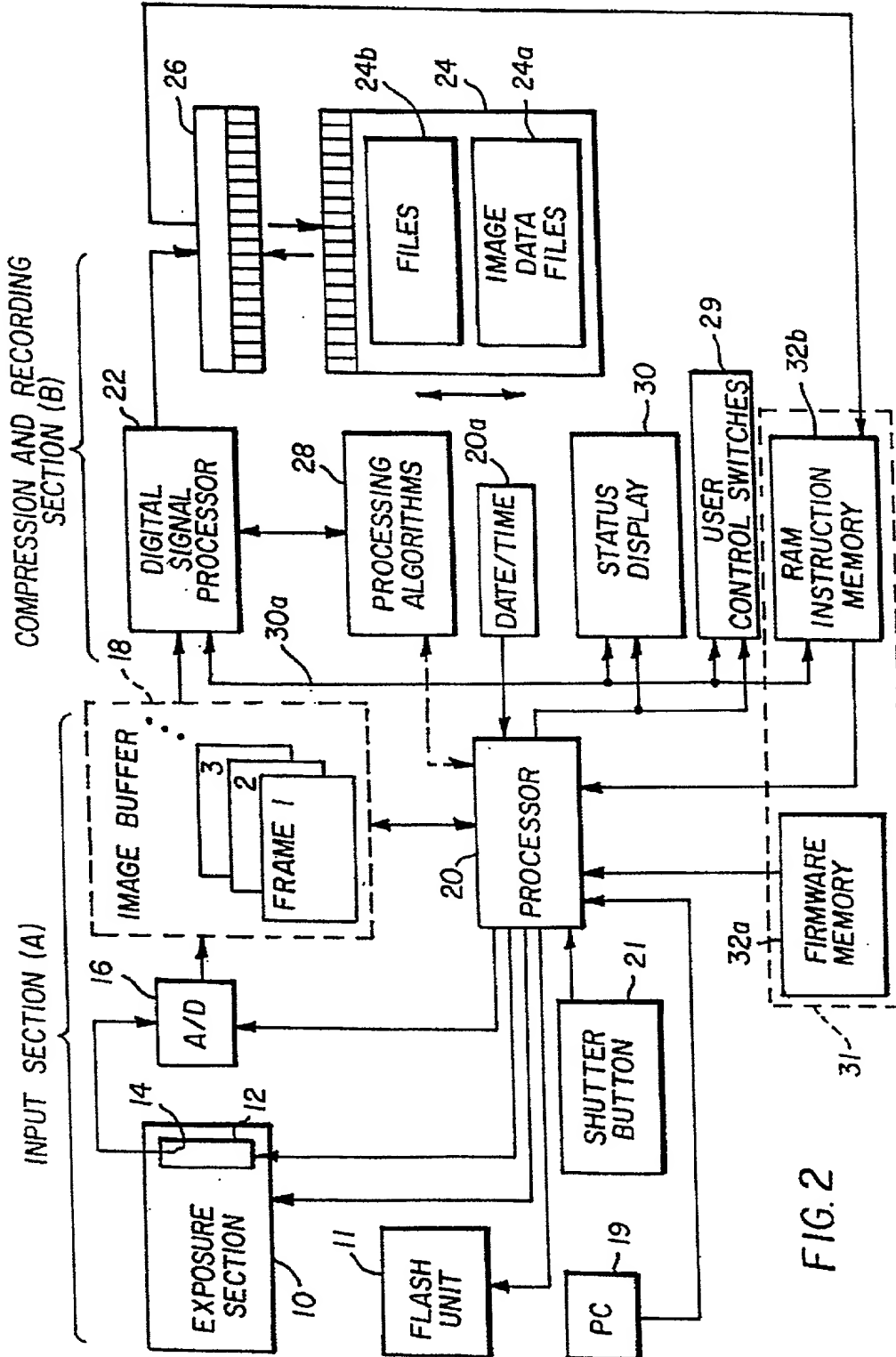


FIG. 2

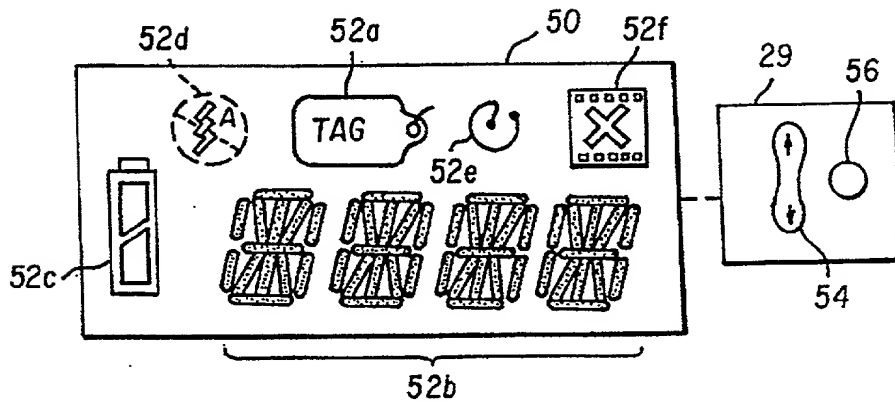


FIG. 3

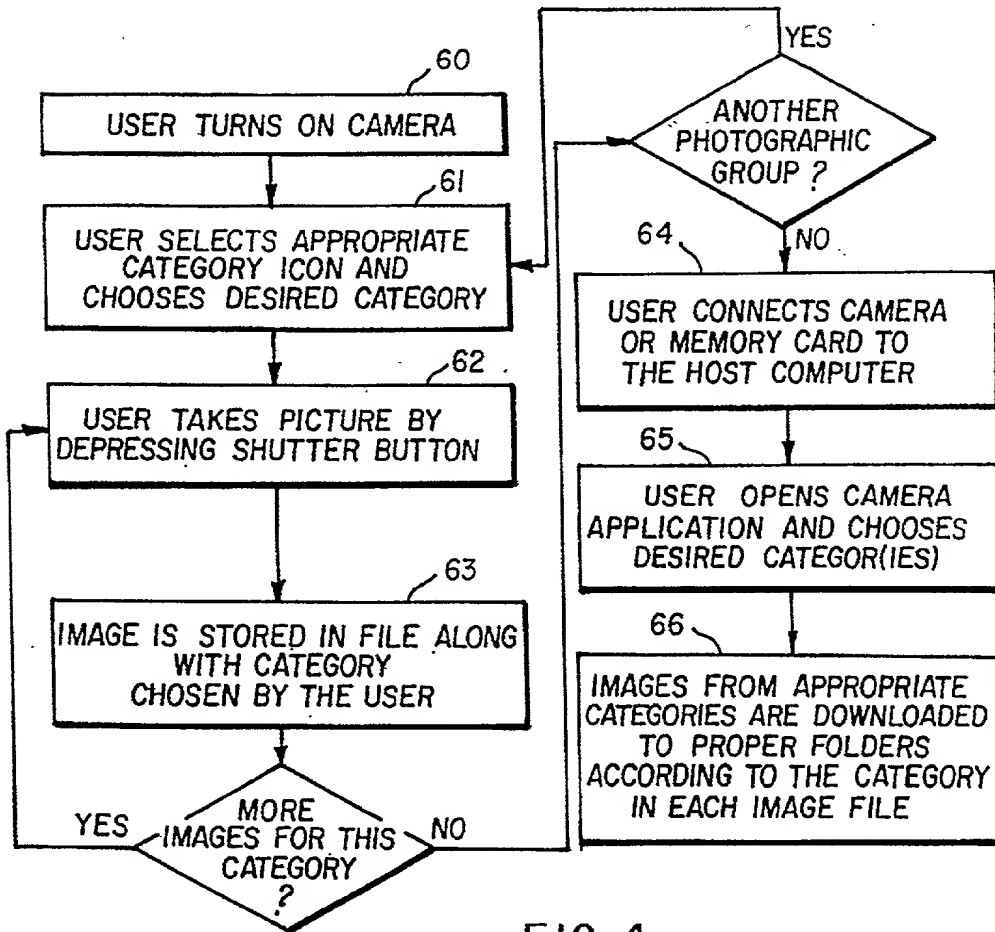


FIG. 4

66150" SEE FIG. 60

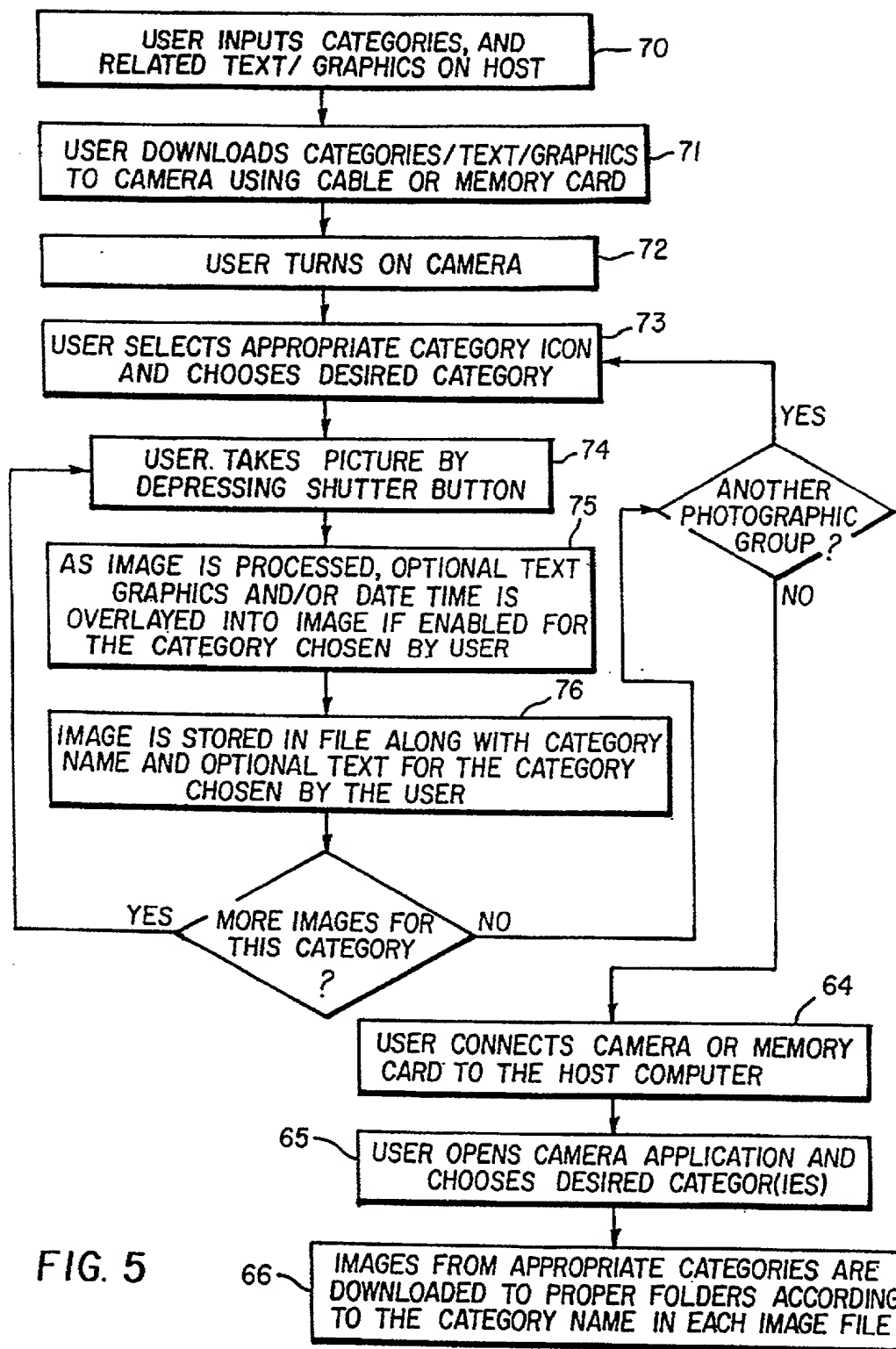


FIG. 5A" SEE FIG. 6A

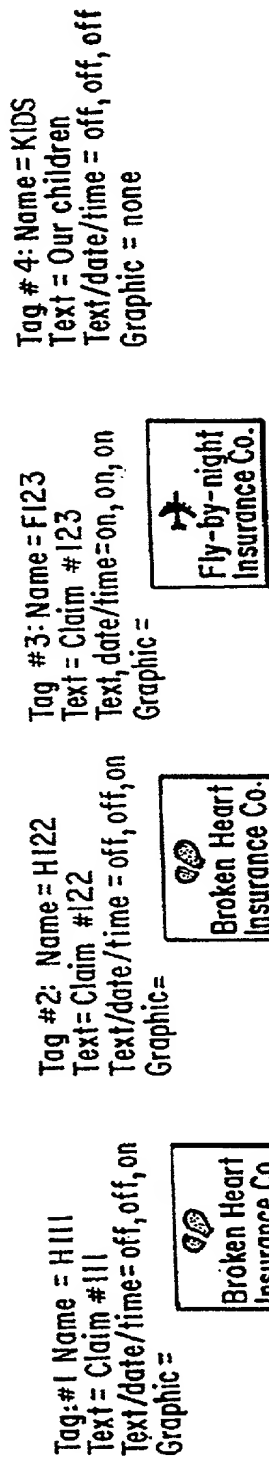


FIG. 6

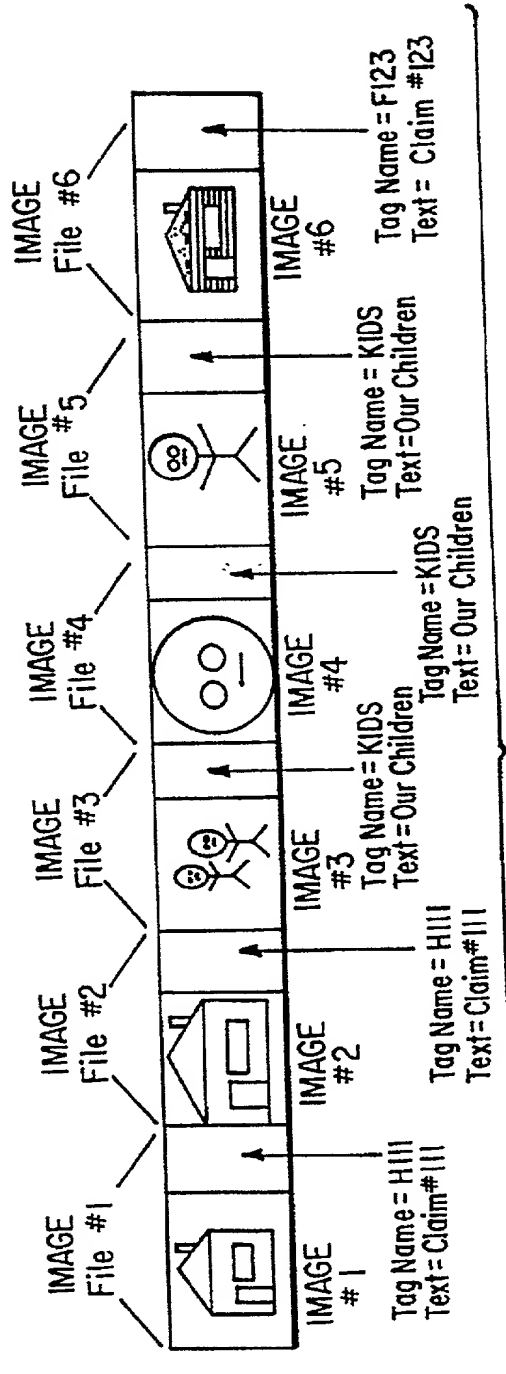
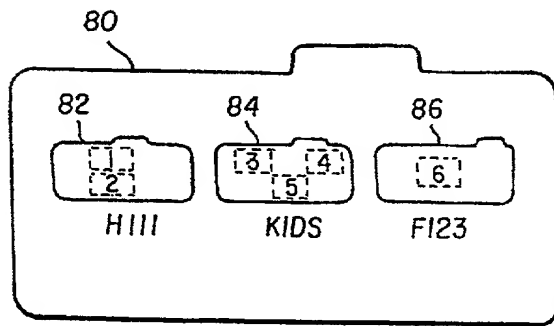
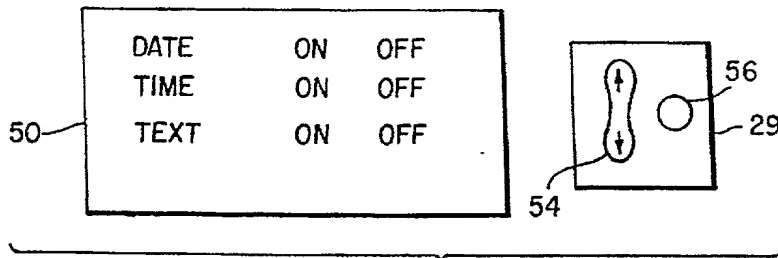
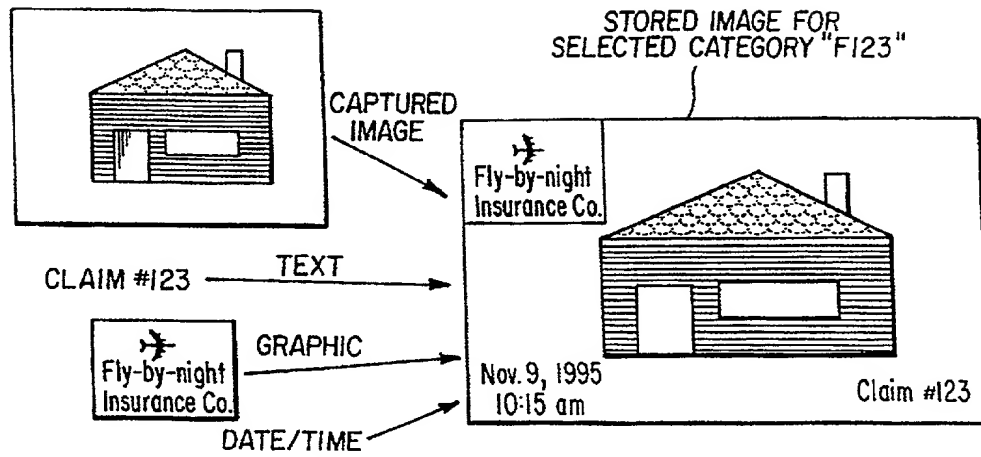


FIG. 7



In the United States Patent and Trademark Office

In re Application of:

Kenneth A. Parulski, et al

ELECTRONIC STILL CAMERA FOR
CAPTURING AND CATEGORIZING
IMAGES

**Reissue for U.S. Patent 5,633,678
issued 27 May 1997**

Group Art Unit:

Examiner:

Express Mail Label No. EL267104334US

Date: 5-13-99

Honorable Assistant Commissioner for Patents

Box Patent Applications

Washington, D.C. 20231

Sir:

DECLARATION OF MARY ELIZABETH READ

I, Mary Elizabeth Read, declare:

1. I am Manager of Patent Operations at Eastman Kodak Company ("Kodak") and have held that position since 1988.
2. My responsibilities include: (1) overseeing the functions of the Kodak Patent Legal Staff's paralegal support staff, including docketing, payment of maintenance fees and renewals, instituting foreign filings, and maintaining PCT files as well as (2) establishing the Kodak Patent Legal Staff's administrative procedures.
3. On August 18, 1992, I implemented Kodak's policy (copy attached) of destroying all original U.S. patents once appropriate computer entries had been entered in our docketing system. U.S. patents which issued prior to August 18, 1992, were removed from storage in Kodak archives and destroyed pursuant to this policy.
4. As indicated in the attachment, the Kodak Patent Legal Staff was advised by Murriel E. Crawford, Associate Solicitor, U.S. Patent and Trademark

Office, that Kodak's policy of destroying original U.S. patents would satisfy the "inaccessible" requirement of 37 CFR § 1.178.

5. Original U.S. Patent 5,633,678; granted May 27, 1997, has been destroyed, pursuant to Kodak's above-described policy, and therefore, that patent is inaccessible.

6. I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further, that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

3/24/99
Date

Mary E Read
Mary Elizabeth Read

MERead/p-w

Telephone: (716) 722-9893

Facsimile: (716) 588-7413

Attachment

OFFICIAL COPIES OF U.S. PATENTS

Effective August 18, 1992:

All official "ribboned" copies of U.S. Patents will be destroyed after the appropriate computer entries are made in our internal data base.

Those U.S. Patents currently stored at Concord Archives will be destroyed.

U.S. Assignments will be retained for the life of the patent by Patent Operations.

With regard to reissue proceedings, the text of a letter dated July 6, 1992, to J. Jeffrey Hawley from Murriel E. Crawford, Associate Solicitor at the USPTO follows:

"The 'ribbon copy' of a patent need not be surrendered in a reissue proceeding if it has been destroyed or discarded. A declaration stating that Kodak destroyed or discarded the 'ribbon copy' would be sufficient to base a conclusion of 'inaccessibility'.

However, if Kodak gives the 'ribbon copy' of the patent to someone such as the inventor, Kodak would be required to seek to obtain the 'ribbon copy' before same would be considered 'inaccessible'."

This procedure has been approved by Patent Legal Staff Management.

9/15/92 - MER

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